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July 11, 2008

Honorable Magistrate Judge Katz
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: Insurance Company of North America a/s/o Freidel v. H.O. Penn
Machinery, Co., Inc.; H.O. Penn Machinery Co., Inc. v. Superior
Specialized Services
Docket No.: 08-CV-02929 (SHS) (THK)

Dear Magistrate Judge Katz:

This law firm represents the defendant/third-party plaintiff, H.O. Penn Machinery Company, Inc. with respect to the above-referenced matter.

We write to request an adjournment of the initial conference that is presently scheduled to take place on July 17, 2008, at 2:00 p.m. The reason for our request is to permit the newly added third-party defendant an opportunity to answer and appear before a Scheduling Order is created. We note that the third-party action has been commenced, and we anticipate service of the third-party complaint to be effectuated within the next 10 days.

This is the first application to adjourn this conference. Lastly, I have spoken with plaintiff's counsel, and they consent to this request.

Thank you for your consideration.

Respectfully submitted,

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SO ORDERED

7/14/08 Theodore H. Katz
THEODORE H. KATZ
UNITED STATES MAGISTRATE JUDGE

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Insurance Co. of North America v. H.O. Penn et al.
July 11, 2008
Page 2

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